



APL600
PATENT APPLICATION
DOCKET NO. PATH99-03

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE **RECEIVED**

Applicants: Keith G. Weinstock, Craig Deloughery, and David Bush

MAY 22 2003

Application No.: 09/252,691

Group: 1645

ECH CENTER 1600/2900

Filed: February 18, 1999

Examiner: V. Portner

For: Nucleic Acid and Amino Acid Sequences Relating to *Enterobacter cloacae* for diagnostics and therapeutics

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to Assistant Commissioner for Patents,

Alexandria, VA 22313

on 5/15/03



Date Signature

Donna Boudreau
Typed or printed name of person signing certificate

Assistant Commissioner for Patents

Box AF

Washington, D.C. 20231

Re: Appellants: Keith G. Weinstock, Craig Deloughery, and David Bush

Application No.: 09/252,691

Filed: February 18, 1999

Title: Nucleic Acid and Amino Acid Sequences Relating to *Enterobacter cloacae* for diagnostics and therapeutics

Docket No.: PATH99-03

Sir:

Transmitted herewith are three (3) originally signed copies of a Brief on Appeal for filing in the subject application. The Brief on Appeal is filed pursuant to the Notice of Appeal received by the U.S. Patent and Trademark Office on November 15, 2002.

1. Appellant hereby petitions to extend the time for filing a Brief on Appeal for four months from January 15, 2003 to May 15, 2003. (A separate Petition for Extension of Time is being filed concurrently.)

2. A _____ month extension of time to extend the time for filing a Brief on Appeal from _____ to _____ was filed on _____ with payment of a \$ _____ fee.

- Appellant hereby petitions for an additional _____ month extension of time for filing a Brief on Appeal from _____ to _____.

3. [] An Oral Hearing before the Board of Patent Appeals and Interferences is respectfully requested.

4 Fees are submitted for the following:

[X] Extension of Time for four months	\$ <u>1,450.00</u>
[] Additional Extension of Time:	
Fee for Extension ([] mo.)	\$
Less fee paid ([] mo.) -	\$ _____
Balance of fee due	\$ 0
[] Oral Hearing	\$
[X] Brief on Appeal	\$ 320.00
[] Other	\$
	TOTAL \$ <u>1,770.00</u>

5. The method of payment for the total fees is as follows:

- [] A check in the amount of \$_____ is enclosed.
[X] Please charge Deposit Account No. 501040 in the amount of \$1,770.00.

Please charge Deposit Account No. 501040 for any additional amounts that may be due in this matter. A copy of this letter is enclosed for accounting purposes.

Respectfully submitted,

GENOME THERAPEUTICS CORPORATION

By

Robert L. Spadafora

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Dated:

5/15/03